

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WISCONSIN  
GREEN BAY DIVISION**

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**Appvion, Inc. Retirement Savings and  
Employee Stock Ownership Plan,**

**Plaintiff,**

**v.**

**Case No. 18-cv-1861**

**Buth *et al.*,**

**Defendants.**

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**JOINT STIPULATION FOR MOTION TO EXTEND THE TIME TO FILE  
RESPONSIVE PLEADINGS**

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Plaintiff Appvion, Inc., Retirement Savings and Employee Stock Ownership Plan, by and through Grant Lyon in his capacity as the ESOP Administrative Committee of Appvion, Inc., by counsel, and Defendant Argent Trust Company (“Argent”) by William P. McKinley, Esq.; Defendants Stout Risius Ross, Inc., and Stout Risius Ross, LLC, Robert Socol, Aziz El-Tahch, and Scott Levine (“Stout Defendants”), by Groom Law Group by Lars C. Golumbic and Kara Petteway Wheatley; Defendants Reliance Trust Company (“Reliance”) by Bryan Cave Leighton Paisner LLP by Jeff Russell; and Defendant State Street Bank and Trust Company (“State Street”) by Goodwin Proctor by Gabrielle Gould; Defendants Houlihan Lokey Financial Advisors, Inc., (“Houlihan Lokey”) by their counsel McDermott Will & Emery LLP, by Ted Becker and J. Christian Nemeth; and Defendants Doug Buth, Mark R. Richards, Dale Parker, Susan Scherbel, Ronald Pace, Steven Carter, Kathi Seifert, Reardon, Terry Murphy, Mark Suwyn, Paul Karch, and Kevin Gilligan Thomas Ferree, Rick Fantini, Angela Tyczkowski,

Kerry Arent, and Kent Willetts (“Former Director & Officer Defendants”), by their counsel Willkie Farr & Gallagher LLP by Michael T. Graham, hereby stipulate and agree as follows:

1. On September 25, 2020, the Plaintiff filed their Second Amended Complaint. (Dkt. No. 191)
2. On November 24, 2020, Former Director and Officer Defendants filed a Motion to Dismiss Plaintiff’s Second Amended Complaint. (Dkt. No 192).
3. On November 24, 2020, Defendant State Street filed a Motion to Dismiss Plaintiff’s Second Amended Complaint. (Dkt. No. 194)
4. On November 24, 2020, Defendant Reliance filed a Motion to Dismiss Plaintiff’s Second Amended Complaint. (Dkt. No 195).
5. On November 24, 2020, the Defendant Argent filed a Motion to Dismiss Plaintiff’s Second Amended Complaint. (Dkt. No 198).
6. On November 24, 2020, the Defendant Houlihan Lokey filed a Motion to Dismiss Plaintiff’s Second Amended Complaint. (Dkt. No 200).
7. On November 24, 2020, the Stout Defendants filed a Motion to Dismiss Plaintiff’s Second Amended Complaint. (Dkt. No 202).
8. The Plaintiff must respond to each of the defendant’s Motion to Dismiss within a short period of time.
9. Given the complexity of the response to the same, the Plaintiff faces a significant burden in timely responding to each of the Defendant’s Motion to Dismiss.
10. Likewise, the Defendants must file a reply to the anticipated responsive pleadings from the Plaintiff.

11. Given complexities of the reply to the same, the Defendants face a significant burden in timely replying to the Plaintiff's responsive pleadings.

For the foregoing reasons, Plaintiff, Stout Defendants, State Street, Reliance, Argent, Houlihan Lokey, and the Officer and Director Defendants request that the Court enter an Order as follows:

a. Extending the time for the Plaintiffs to respond to the pending motions to dismiss the Plaintiff's Second Amended Complaint to February 12, 2021.

b. Extending the time for the Stout Defendants to reply to the Plaintiff's Response to April 9, 2021;

c. Extending the time for the Reliance to reply to the Plaintiff's Response to April 9, 2021;

d. Extending the time for the State Street to reply to the Plaintiff's Response to April 9, 2021;

e. Extending the time for Argent to reply to the Plaintiff's Response to April 9, 2021;

f. Extending the time for the Houlihan Lokey to reply to the Plaintiff's Response to April 9, 2021; and

g. Extending the time for Former Officer & Director Defendants to reply to the Plaintiff's Response to April 9, 2021.

Dated this 14th day of December, 2020.

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